

**Matter of SARATOGA BDC LIMITED PARTNERSHIP v
LYNN M. GRABOWSKI**

Motion No: CV-23-1404

Slip Opinion No: 2024 NY Slip Op 60212(U)

Decided on January 04, 2024

Appellate Division, Third Department, Motion Decision

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State of New York
Supreme Court, Appellate Division
Third Judicial Department

Decided and Entered: January 4, 2024

CV-23-1404

In the Matter of SARATOGA BDC
LIMITED PARTNERSHIP,
Respondent,

DECISION AND ORDER
ON MOTION

v

LYNN M. GRABOWSKI,
Appellant.

Motion to vacate dismissal, for extension of time to perfect appeal and for continuation of stay pending appeal.

Cross motion to dismiss appeal or, in the alternative, to vacate stay pending appeal.

Upon the papers filed in support of the motion and the cross motion and the papers filed in opposition thereto, it is

ORDERED that the motion to vacate the dismissal of the appeal and for an extension of time to perfect the appeal is granted, without costs, the dismissal of the appeal is vacated (*see* 22 NYCRR 1250.10 [c]) and the time to perfect the appeal is extended to March 4, 2024. No further extensions of time to perfect the appeal will be granted. It is further

ORDERED that the motion for a continuation of the stay pending appeal is granted, without costs, and the stay is extended provided the appeal is perfected on or before March 4, 2024. In the event the appeal is not perfected on or before March 4, 2024, the stay shall be vacated without further order of this Court. It is further

ORDERED that the cross motion is denied, without costs.

Clark, J.P., Lynch, Reynolds Fitzgerald and Fisher, JJ., concur.

ENTER:

Robert D. Mayberger
Clerk of the Court